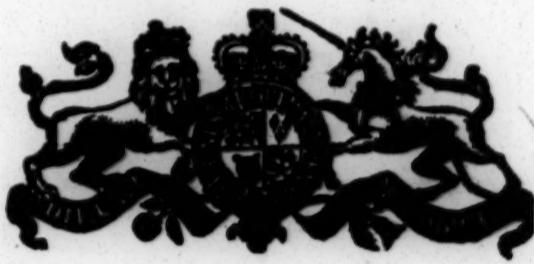


A N  
A C T  
F O R

The more Effectual Repairing and Amending the Road, Leading from the City of *Kilkenny*, to the Town of *Clonmell*, in the County of *Tipperary*, and for Discharging the said Road from all Incumbrances by Fraud, affecting the same; And for the Relief of *Richard Gore Esq*; and *Ann his Wife, Administratrix of William Gore Esq*; Deceased; And of *John Wallis Esq*; Administrator, with the Will Annexed of *Henry Wallis Esq*; Deceased.

G. II.

R.



D U B L I N:

Printed by GEORGE GRIERSON, Printer to the King's Most Excellent Majesty, at the King's Arms and Two Bibles in Essex-Street, MDCCLII.

T O A

the 20th inst. Dr. J.  
W. M. Clegg, of  
the Boston Dispensary,  
and Dr. Wm. H. Brewster,  
of the Harvard Medical  
School, were present.  
The services of Dr. Clegg  
were called for in the  
treatment of a patient  
who had been severely  
injured by a fall from  
a horse. The patient  
was a man about 30 years  
of age, and was admitted  
to the hospital in a  
condition of great  
danger. Dr. Clegg  
immediately began  
treatment, and the  
patient soon began to  
improve. He was  
discharged from the  
hospital in a few days  
and made a full recovery.

# A C T

E.O.R.

The more Effectual Repairing and Amending the Road, Leading from the City of Kilkenny, to the Town of Clonmel, in the County of Tipperary, and for Discharging the said Road from all Incumbrances by Fraud, Affecting the same; And for the Relief of Richard Gore Esq; and Ann his Wife, Administratrix of William Gore Esq; Deceased; And of John Wallis Esq; Administrator, with the Will Annexed of Henry Wallis Esq; Deceased.

## C H A P. XXI.

WHEREAS by an Act passed in the Fifth Year of the Reign of His Present Majesty, Intituled, An Act for Repairing the Road Leading from the City of Kilkenny, to the Town of Clonmel,

CHAP. in the County of Tipperary ; Several Tolls  
XXI. and Duties were Granted and Made  
payable for Repairing the said Road ;  
Which said Act was to Commence from  
the first Day of May, in the Year of  
Our Lord One thousand seven hundred  
and thirty two, and from thence to Con-  
tinue in Force, for the Term of Elben-  
ty One Years.

And Whereas, One other Act passed  
in the Ninth Year of His said Ma-  
jesty's Reign, Intituled, An Act for Ex-  
plaining, Amending and Making more Effec-  
tual, An Act for Repairing the said Road leading  
from the City of Kilkenny to the Town  
of Clonmell in the County of Tipperary ;  
Which said Act was to Commence the  
first Day of May, One thousand seven  
hundred and thirty six, and from thence  
to Continue in Force for the Term of  
Liberty four Years, and from thence  
to the End of the next Session of Par-  
liament.

And Whereas, through the great Neg-  
lect of the Trustees in the said last re-  
cited Act Named, and by a gross Mis-  
application of the Tolls and Duties  
thereon Arising, and by an Injustice Neg-  
lect of Accounting with the Gate Keep-  
ers and Farmers of the said Tolls and  
Duties, the said Road is now in a ruin-  
ous Condition and almost Impassable.

And

And Whereas the said Trustees, or some of them since the Commencement of the said last recited Act, took upon them to Strike Debentures for several large Sums of Money, which Intitled the Persons in whose Favour such Debentures were Struck, to an high Interest before any Money was laid out in the Repair of the said Road, or any Money advanced by the Persons in whose Favour the said Debentures were Struck.

And Whereas the Charges and Expences of passing and procuring the said first mentioned Act, were Advanced and Paid by William Gore, late of Barrow Mount in the County of Kilkenny, Esquire, Deceased, and by Henry Wallis, formerly of the Middle-Temple, London, Esquire, also Deceased, and that no Part thereof, or the Interest has been since Paid by the said Trustees, although it is Provided by the said Act, that out of the first Money Arising from the Profits of the Turn-Pikes to be Erected on said Road, the Expence of procuring the said Act shou'd be Paid and Discharged.

And Whereas there is now Due to the said Richard Gore and Anne Gore his Wife, as Administratrix of the said William Gore, for Principal and Interest of the Money paid by the said William Gore Deceased,

CHAP. for passing the said Recited Act of the  
XXI. fifth Year of His present Majesty, the  
Sum of Thre<sup>e</sup> hundred and fifty six  
pounds, and to the said John Wallis, as  
Administrator of the said Henry Wallis, the  
Sum of Two hundred and eighty six  
pounds fifteen Shillings.

We it therefore Enacted by the King's  
most Excellent Majesty, by and with the  
Advice and Consent of the Lords Spirit-  
ual and Temporal, and Commons in  
this present Parliament Assembled, and by  
the Authority of the same, That the said  
Acte<sup>s</sup> made in the fifth and ninth  
Years of His present Majesty, and all and  
every the Authorities, Powers, Articles,  
Rules, Penalties, and Clauses therein  
Contained, Except what are hereby Alter-  
ed, shall be and Remain in Full Force  
and Effect, and shall Continue and be  
Executed from and after the Expiration of  
the said Term of Twenty four Years for  
and during the further Term of Twenty  
four Years, and from thence to the End  
of the then next Session of Parliament,  
for the Intents and Purposes in the said  
Acts and herein after mentioned, as Fully  
and Effectually, to all Intents and Pur-  
poses, as if the same were herein again  
particularly Repeated and Enacted in the  
Body of this present Act; Any Thing in  
the said former Act Contained to the Con-  
trary notwithstanding.

And

And be it Enacted by the Authority aforesaid, That the Persons herein after named, and none others, shall be the Trustees for putting the said former Acts, and this present Act in Execution, That is to say, the Right Honourable John Earl of Grandison, the Right Honourable Hayes Lord Viscount Doneraile, the Right Reverend the Lord Bishop of Ossory for the Time being, the Right Honourable Henry Boyle Esquire, Speaker of the House of Commons, Sir Richard Cox Baronet, Sir William Osborn Baronet, Sir Charles Moore Baronet, Sir Thomas Prendergast Baronet, Sir John Freke Baronet, Sir John Colthurst Baronet, Sir Robert Deane Baronet, Sir William Fowles Baronet, Warden Flood Esquire, His Majesty's Attorney General, Robert Marshal Esquire, His Majesty's Second Serjeant at Law, John Lysaght, John Jepson, Ralph Gore, Patrick Wemyes, Aland Mason, Harvey Morres, William Evans, Morres Redmond Morres, John Green, Robert Langrish, Chamber Brabazon Ponsonby, Richard Moore, Beverly Usher, Shapland Carew, Stephen Moore, Robert Hamerton, Eland Mofson, John Carlton, Thomas Moore, John Hopson, Esquires, the Reverend Joseph Moore Clerk, the Reverend Henry Coghlan Clerk, Michael Green, John Blant, William Lane, Gentleman; John Bagwell the Elder Esquire, William Bagwell Esquire, John Perry, John Hely Hutchinson, Michael Ap John, Esquires; William Riall Gentleman, John Blunden Esquire,

CHAP. Hugh Warren Esquire, John Hely Esquire,  
XXI. Reverend Hugh Dawson, Samuel Matthews,  
Joseph Evans, Esquires; Reverend Dean  
Robert Watts, Archdeacon Henry Candler,  
Alderman William Colles, James Ager Es-  
quire, Richard Butler of Westport Esquire,  
Joseph Gale, George Read, Richard Read, Ed-  
ward Deane, Esquires; Charles Bradstreet Es-  
quire, James Warren Esquire, Joseph Hall  
Esquire, Richard Pennyfather Esquire, Willi-  
am Carr Esquire, Amias Bush Esquire, Ar-  
thur Burdett Esquire, Joseph Deane Esquire,  
John Butler, Joseph Robins, John Hinton, and  
John Shepherd, Esquires; And that the  
said Trustees herein before Named shall be  
severally and respectively Invested with all  
the Powers and Authorities in the said  
former Acts, and this present Act Given  
and Enacted, to all Intents and Pur-  
poses, in the said Acts Mentioned, as if  
the same Powers and Authorities Granted  
and Given by the said Acts, Were herein  
again Repeated and Enacted in the Body  
of this present Act; Any Thing in the  
said former Acts contained to the Contrary  
notwithstanding.

And be it further Enacted by the Au-  
thority aforesaid, That no Person shall be  
hereafter Elected a Trustee to put the said  
former Acts and this present Act in Execu-  
tion, Who shall not actually be in the  
possession of a Freehold Estate of the  
Clear Pearly Value of Fifty pounds at  
the

the Time of his being Elected a Trustee, or who shall not have a Personal Estate of the Clear Value of Fifteen hundred Pounds, and that upon any Doubt Arising concerning the Value of such Estates, the Person so Elected, before he shall be Admitted to Act as a Trustee, if any Trustee shall Require it, shall Swear that his Estate is of the said Value, before Five Trustees Assembled at a Board, which Oath the said Trustees are hereby Impowered and Authorized to Administer; Any Thing in this or the said former Acts contained to the contrary thereof in any wise notwithstanding.

Provided alwayes, And be it Enacted by the Authority aforesaid, That the Money Due to the said Richard Gore, and Ann Gore, and John Wallis, for the Expences of passing and procuring the said Recited Act of the Fifth Year of his Present Majesty, and the Costs and Charges in passing and procuring this Present Act, shall be paid and Discharged out of the first Money Arising by the Tolls and Duties, to be Collected by Virtue of this, and the said Recited Acts, of the Fifth and Ninth Years of His present Majesty.

And be it further Enacted by the Authority aforesaid, That it shall and may be Lawful, to and for the said Trustees, or any Eleven or more of them, at any

Meeting

Meeting to be Held by them from Time to Time, as they shall See Convenient, or Think fit, to Contract by the Year or otherwise, with any Person or Persons for the Farming and Letting the Tolls, Arising by the said former and this present Act, for any Sum or Sums to be Paid by Monthly or Quarterly Payments, or oþerwise, to such Person or Persons as shall be Appointed from Time to Time, by the said Trustees, or any Eleven or more of them, to Receive such Quarterly or other Payments, as shall be Contracted for, after such Contract or Agreement shall be Made.

And be it Enacted by the Authority aforesaid, That the Road Leading from the said City of Kilkenny, to the said Town of Clonmell, and the Tolls Arising thereout, be and are hereby absolutely Freed, and for ever Discharged of and from all Debentures, heretofore Struck by the said Trustees, in the said last Recited Act Named, and of and from all Interest Due, or Claimed to be Due on such Debentures.

Provided alþays, That the aforesaid Trustees in this present Act Named, or any Nine or more of them, shall have full Power and Authority, and are hereby Required to Look into, and Examine the Accounts of all and every Person and Persons,

sons, who shall have a Claim to be Intituled to any such Debenture or Debentures, and to Strike such Debentures in Favour of such Person or Persons, for all such Sum and Sums of Money as shall Appear to the said Trustees, or any Nine or more of them, to have been really Advanced for, or Laid out in the Repair of the said Road, or for passing the said Second Recited Act, with Interest, at the Rate of Five Pounds for the Hundred by the Year, for such Sum and Sums, from the respective Times the same were so Advanced or Laid out:

Provided also, That such Interest shall not become any Part of the Principal Sum or Sums, Contained in the said Debenture or Debentures hereby Impolished to be Struck, so as to Bear or Carry any Interest for such Interest:

And in Case any Person or Persons, shall Think him, her or themselves Aggrieved by any Account, Act or Determination, Made or Settled by the said Trustees in the Premisses; It shall and may be Lawful, to and for any Person or Persons Interested in the Premisses, to Apply in a Summary Way, by Petition to any Court of Equity in this Kingdom, which Court shall State and Settle such Accounts, and Hear and Determine the Matters Complained of; And that all Ac-

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Anno Regni Vicesimo Quinto, &c.

CHAP.

XXI.

Counts Stated, and Determinations to be  
Made in the Premises by such Court,  
shall be Final and Conclusive to all Par-  
ties, provided such Appeal be wrought  
within Six Months, after such Determi-  
nation of the said Trustees.

And be it further Enacted by the Au-  
thority aforesaid, That this Act shall  
be Deemed, adjudged, and Taken to be  
a Publick Act, and be Judicially Taken  
Notice of as such by all Judges, Justices,  
and other Persons whatsoever, without  
Specially pleading the Same.

A N

